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6 Attorneys for Plaintiffs

7  
8 UNITED STATES DISTRICT COURT

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 PENSION PLAN FOR PENSION TRUST  
FUND FOR OPERATING ENGINEERS; F.G.  
11 CROSTHWAITE and RUSSELL E. BURNS,  
as Trustees,

12  
13 Plaintiffs,

14 vs.

15 DYNAMIC CONSULTANTS, INC., a  
California corporation; ANACON TESTING  
16 LABORATORIES, INC., a California  
corporation; and DOES 1-20,

17 Defendants.  
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Case No.: CV 12-0487 WHA

**STIPULATION TO EXTEND  
DEADLINES; AND ~~[PROPOSED]~~  
ORDER**

Complaint Filed: 1/31/12  
Judge: Honorable William H. Alsup

19 Pursuant to FED. R. CIV. P. RULE 6(b) and CIV. L.R. 6.1, Plaintiffs Pension Plan for  
20 Pension Trust Fund for Operating Engineers, F.G. Crosthwaite, and Russell E. Burns  
21 (“Plaintiffs”), and Defendants Dynamic Consultants, Inc. and Anacon Testing Laboratories, Inc.  
22 (“Defendants”) hereby stipulate as follows:

23 1. The instant action arises under the Employee Retirement Income Security Act of  
24 1974, as amended (“ERISA”), 29 U.S.C. § 1001 *et seq.* Plaintiffs are seeking, among other things,  
25 money damages, liquidated damages, injunctive relief, and attorneys’ fees and costs.

26 2. On March 19, 2012, the parties stipulated that Defendants shall have an extension  
27 of time up through and including April 4, 2012, to respond to the Complaint. Docket No. 9.

3. On March 21, 2012, the court issued an order providing Defendants with an extension until April 4, 2012, to respond to the Complaint pursuant to the parties' stipulation. Docket No. 10.

4. Defendants have produced various financial records that Plaintiffs have evaluated. Defendants intend to produce additional financial records and will order copies of tax records for Defendant Anacon Testing Laboratories, Inc. from Internal Revenue Services that are otherwise unavailable. The financial records are necessary for the Plaintiffs to ascertain the financial status and assets of Defendants so that the parties can attempt to negotiate a settlement.

5. Based on the foregoing, the parties hereby stipulate to the extension of deadlines and respectfully request the Court to extend the deadlines as follows:

Prior Date	New Date	Event	Governing Rule
4/26/11 (Dkt # 2)	6/7/12	Last day to: <ul style="list-style-type: none"> <li>meet and confer re initial disclosures, early settlement, ADR process selection, and discovery plan</li> <li>file ADR Certification signed by parties and counsel</li> <li>file either Stipulation to ADR Process or Notice of Need for ADR Phone Conference</li> </ul>	F.R.Civ.P. 26(f) ADR L.R. 3.5 L.R.3-5  Civil L.R. 16-8 (b) ADR L.R. 3-5(b) Civil L.R. 16-8 (c) ADR L.R. 3-5(b)-(c)
5/10/12 (Dkt #2)	6/21/12	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per Standing Order re Contents of Joint Case Management Statement	F.R.Civ.P. 26(a) (1) Civil L.R . 16-9
5/17/12 at 11:00 am	6/28/12 at 11:00 am	Initial Case Management Conference	Civil L.R . 16-10
(Dkt #2)			

7. The parties believe that an extension of the deadlines promotes judicial economy and will help effectuate a just, speedy, and inexpensive determination of this action. *See* FED. R. Civ. P. 1.

SALTZMAN & JOHNSON LAW CORPORATION

Dated: April 27, 2012

By: \_\_\_\_\_ /s/  
Michelle K. Craig  
Defendants Dynamic Consultants and  
Anacon Testing Laboratories, Inc.

Based on the foregoing Stipulation of the parties, the deadlines in this action are extended as specified in the above Stipulation.

Dated: April 30, 2012.

1  
2 Dated:

SALTZMAN & JOHNSON LAW CORPORATION

3  
4 By: \_\_\_\_\_

5 Shaamini A. Babu  
6 Counsel for Plaintiffs

7 Dated:

8 By: Michelle K. Craig

9 Michelle K. Craig  
10 Defendants Dynamic Consultants and  
11 Anacon Testing Laboratories, Inc.

12 **ORDER**

13 Based on the foregoing Stipulation of the parties, the deadlines in this action are extended  
14 as specified in the above Stipulation.

15  
16  
17 Dated: \_\_\_\_\_

18 WILLIAM H. ALSUP  
19 United States District Judge  
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